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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----: Atty. Ref.: MA-KUZ-P4
In Re U.S. Patent Application Of:
KUZUU :
 :
Application No.: 10/733,475 :
 :
Filed: December 10, 2003 :
 :
Title: NAIL CLIPPER FOR PETS W/ CURVED ... EDGES :
-----: August 25, 2006

RENEWED PETITION UNDER 37 CFR 1.181(F)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Frederick R. Smith, Director, Technology Center 3700

Sir:

In further response to the Decision on Request for Reconsideration of Decision Vacating Office Action dated August 8, 2006, this is to request reconsideration in view of the following reasons and the corroborating evidence submitted in the Renewed Affidavit in support thereof.

The Decision's Analysis states that "the Petitioner has not provided corroborating evidence showing that the changes made within the PAIR system were correct. Moreover, the petitioner did not make any attempt to verify the correct address within the PAIR system. Finally, when petitioner learned in mid-May 2005 of misdirected mail in the attorney's cases, the petitioner had approximately two and a half months to seek and review missed correspondence within the PAIR system ...".

However, as verified in the accompanying Renewed Affidavit, a printout from the PAIR system dated March 18, 2005 shows that my attempted address change was entered into the PAIR system correctly. When the new address was re-entered on May 9, 2005, the printout from the PAIR

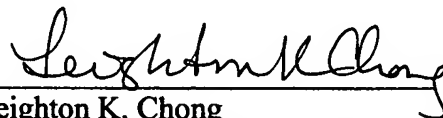
system shows that the address in the PAIR system was the corrupted PTO Bad Address, and not the correct address I had entered on March 18, 2005. I had no reason to suspect that any address other than the correct address was being used by the PAIR system, since my printout of March 18, 2005 verified that the correct address was entered. When I did become aware of misdirected mail in another case, I had no way of knowing what other cases were affected by misaddressed PTO mail. Since I have over 200 pending cases in my docket, it would have been a heavily burdensome task for me to search all 200 cases to review if any other PTO mailings had been made to the Bad Address.

In view of the corroborating proof of PTO Office error, it is requested that the Corrected Notice of Allowance be issued to my correct address listed again below and the date for response restarted to the present date.

CERTIFICATE OF MAILING:

I hereby certify that this correspondence is being deposited with the U.S. Postal Service, with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 25, 2006

Respectfully submitted,



Leighton K. Chong
GODBEY GRIFFITHS REISS & CHONG
1001 Bishop St., Pauahi Tower Suite 2300
Honolulu, HI 96813
Tel: (808) 523-8894
Fax: (808) 523-8899



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----: Atty. Ref.: MA-KUZ-P4
In Re U.S. Patent Application Of:

KUZUU

Application No.: 10/733,475

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Title: NAIL CLIPPER FOR PETS W/ CURVED ... EDGES

-----: August 25, 2006

RENEWED AFFIDAVIT OF LEIGHTON K. CHONG

I, the undersigned, LEIGHTON K. CHONG, do hereby affirm and declare:

1. I am submitting this Affidavit in support of the within Renewed Petition Under 37 CFR 1.181(f) in the above-identified U.S. Patent Application.
2. On March 18, 2005, in conjunction with my joining a new firm and moving to a new street address beginning April 1, 2005, I logged on to the USPTO Private PAIR website and attempted to enter a change of address for PTO correspondence in cases bearing my PTO Customer Number 26793, as follows:

Old Address: Ostrager Chong Flaherty & Broitman
841 Bishop Street, Suite 1200
Honolulu, HI 96813

NEW ADDRESS: Godbey Griffiths Reiss & Chong
1001 Bishop Street, Pauahi Tower Suite 2300
Honolulu, HI 96813

Corroborating proof that I entered the New Address correctly into the PAIR system is shown in the attached copy of the PAIR printout dated March 18, 2005.

3. For some unexplained reason, the PTO PAIR website malfunctioned and resulted in addressing mail to me in the April to early May 2005 period with the following address:

PTO Bad Address: Godbey Greffiths Reiss & Chong
841 Bishop Street, Pauahi Tower Suite 2300
Honolulu, HI 96813

4. As a result of the PTO address change facility malfunctioning, the PTO correspondence in the April to early May 2005 period to my Customer Number 26793 combined my old firm name with my new address, and none were delivered to either firm.

- 5a. I became aware of the error in the PTO address change facility sometime in late May 2005 due to a call from another examiner in another case. At that point I logged in again to the PTO address change facility and re-entered my correct New Address.

Corroborating proof that the PAIR system had corrupted my previously entered correct address is shown in the attached copy of the PAIR printout dated May 9, 2005.

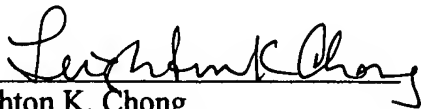
- 5b. During the month and a half of April to early May 2005, I had no reason to suspect that the PAIR system maintained an incorrect address, since my printout showed my address change entered correctly. Moreover, when I became aware in mid-May 2005 of misdirected mail in another case, it was not reasonable for me to check all my other cases for misdirected mail since I have over 200 pending patent applications in my docket. Therefore, I had no knowledge whether any PTO actions were issued to the PTO Bad Address during the months of April and May 2005 in any of my other cases until being contacted by the PTO or examiner about returned mail.

5. As a result of this PTO Office error, I believe the Notice of Allowance mailed from the PTO in the identified Application on May 3, 2005, was misaddressed and undeliverable to me at either office location (my old firm continues to forward all mail sent to the old address to me). As corroborating proof that the PAIR system had sent the Notice of Allowance to the PTO Bad Address is shown in the attached printout copy of the Notice from the PAIR system. Therefore, my failure to respond to the Notice of Allowance was due to Office error,

and not any fault of mine. Sometime in mid-May 2005, after hearing from several PTO sources of misdirected mail in my cases, I went back on the PAIR website and again entered my address change, and PTO mail since then has been directed to my correct address.

6. On August 2, 2005 (see copy of my notes enclosed), I spoke with a Ms. Washington from the PTO who had noticed that the mailing to me in the identified Application had been returned to the file. I explained to her what I thought had happened with the PTO erroneous addressing. She told me that she would mark the case to have a corrected Notice of Allowance issued. This conversation occurred within the original 3-month response period to the original, misaddressed Notice of Allowance which I had not received.
7. Apparently, on or about December 8, 2005, Ms. Washington's action caused a Corrected Notice of Allowance to be generated. I have not received this Corrected Notice of Allowance. The Decision now vacates this Corrected Notice of Allowance.
8. Due to PTO Office error, it is requested that the Corrected Notice of Allowance be issued to my correct address listed again below and the date for response restarted to the present date.
9. I declare that all statements made of my own knowledge are true and that all statements made upon information and belief are believed to be true, and that I am aware that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the patent herein.

Dated: August 25, 2006


Leighton K. Chong
GODBEY GRIFFITHS REISS & CHONG
1001 Bishop St., Pauahi Tower Suite 2300
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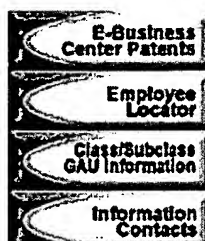
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PATENT APPLICATION INFORMATION RETRIEVAL



Other Links



From: Leighton K. M. Chong, Reg# 27621 Time: 03-18-2005::15:03:05

Change Request Successfully Transmitted for Review for Customer Number: 26793

Changed address is as follows:	Previous	New
Firm or Individual Name Line 1	LEIGHTON K. CHONG	LEIGHTON K. CHONG
Firm or Individual Name Line 2	OSTRAGER CHONG & FLAHERTY (HAWAII)	GODBEY GRIFFITHS REISS & CHONG
Address Line 1	841 BISHOP STREET, SUITE 1200	1001 BISHOP STREET, PAUAAHI TOWER, SUITE 2300
Address Line 2		
City	HONOLULU	HONOLULU
State	HI	HI
Zip	96813	96813
Country	UNITED STATES	UNITED STATES
Telephone	808-533-4300	808-523-8894
E-Mail Address	-	lkmchong@aol.com
Fax	808-531-7585	808-523-8899

No deletions for practitioner registration number(s)

No additions to practitioner registration number(s)

Point of Contact Name (for this request) Leighton K. Chong
 Point of Contact Telephone 808-792-4841
 Point of Contact E-Mail lkmchong@aol.com

Change request successfully submitted.

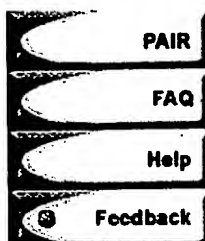
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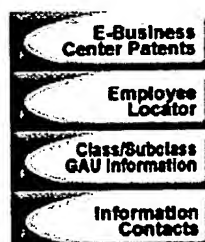
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PATENT APPLICATION INFORMATION RETRIEVAL



Other Links



Submit Data Changes For Customer Number: 26793

Name of Individual Submitting Request: Leighton K. M. Chong
 Registration No.: 27621

Changed address is as follows:	Previous	New
Firm or Individual Name Line 1	LEIGHTON K. CHONG	LEIGHTON K. CHONG
Firm or Individual Name Line 2	GODBEY GREFFITHS REISS & CHONG	GODBEY GRIFFITHS REISS & CHONG
Address Line 1	841 BISHOP STREET, PAUAHI TOWER SUITE 2300	1001 BISHOP STREET, PAUAHI TOWER SUITE 2300
Address Line 2		
City	HONOLULU	HONOLULU
State	HI	HI
Zip	96813	96813
Country	UNITED STATES	UNITED STATES
Telephone	808-523-8894	808-523-8894
E-Mail Address	-	LKMChong@aol.com
Fax	808-523-8899	808-523-8899

No deletions for practitioner registration number(s)

No additions to practitioner registration number(s)

Point of Contact Name (for this request): Leighton K. Chong
 Point of Contact Telephone: 808-523-8894
 Point of Contact E-Mail: LKMChong@aol.com

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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NOTICE OF ALLOWANCE AND FEE(S) DUE

26793 7590 05/03/2005

LEIGHTON K. CHONG
GODBEY GREFFITHS REISS & CHONG
841 BISHOP STREET, PAUHI TOWER SUITE 2300
HONOLULU, HI 96813

EXAMINER

PETERSON, KENNETH E

ART UNIT

PAPER NUMBER

3724

DATE MAILED: 05/03/2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/733,475	12/10/2003	Masayuki Kuzuu	MA-KUZ-P4	7671

TITLE OF INVENTION: NAIL CLIPPER FOR PETS WITH CURVED CUTTING EDGES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$1000	08/03/2005

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS** FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.